

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**CATHERINE L. FOUNTAINE**

Plaintiff

vs.

**CASE NUMBER: 5:11-CV-457 (NAM/DRH)**

**MICHAEL J. ASTRUE, COMMISSIONER OF SOCIAL SECURITY**

Defendant

**Decision by Court.** This action came to hearing before the Court.

The issues have been heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED**

That upon consent of the parties the final decision of the Commissioner is hereby REVERSED and the matter is REMANDED to the defendant for further administrative action pursuant to sentence 4 of 42 USC section 405(g), further it is ordered that the within matter is hereby DISMISSED in accord with the decision in Melkonyan v Sullivan.

All of the above pursuant to the order of the Honorable Judge Norman A. Mordue, dated the 28th day of December, 2011.

DATED: December 29, 2011



Laurence A. Baum  
Clerk of Court

s/

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Joanne Bleskoski  
Deputy Clerk